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Approved for use through 10/31/2002. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**UTILITY PATENT APPLICATION TRANSMITTAL**  
(Only for new nonprovisional applications under 37 CFR 1.53(b))Attorney Docket No. 3399P072  
(maximum 12 characters)First Named Inventor Tom R. VandermeijdenTitle: Method and Apparatus for Automatically Populating a Contact Database in a Mobile Communication DeviceExpress Mail Label No. EL617209134USJ1011 U.S. PTO  
09/945/01  
08/31/01ADDRESS TO: **Assistant Commissioner for Patents**  
**Box Patent Application**  
**Washington, D. C. 20231****APPLICATION ELEMENTS**

See MPEP chapter 600 concerning utility patent application contents.

1.  **Fee Transmittal Form (e.g., PTO/SB/17)**  
(Submit an original, and a duplicate for fee processing)
2.  **Applicant Claims Small Entity Status. (37 CFR 1.27)**
3.  **Specification (Total Pages 38)**  
(preferred arrangement set forth below)
  - Descriptive Title of the Invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4.  **Drawings(s) (35 USC 113) (Total Sheets 11)**
5.  **Oath or Declaration (Total Pages 4)**
  - a.  Newly Executed (Original or Copy)
  - b.  Copy from a Prior Application (37 CFR 1.63(d))  
(for Continuation/Divisional with Box 17 completed)
    - i.  **DELETIONS OF INVENTOR(S)** Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
    - c.  Unsigned.
6.  **Application Data Sheet. (37 CFR 1.76)**
7.  CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8.  Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)
  - a.  Computer Readable Form (CRF)
  - b.  Specification Sequence Listing on:
    - i.  CD-ROM or CD-R (2 copies); or
    - ii.  paper
  - c.  Statement verifying identity of above copies

**ACCOMPANYING APPLICATION PARTS**

9.  **Assignment Papers (cover sheet & documents(s))**
10.  a. Separate 37 CFR 3.73(b) Statement (where there is an assignee)
- b. Power of Attorney
11.  English Translation Document (if applicable)
12.  a. Information Disclosure Statement (IDS)/PTO-1449
- b. Copies of IDS Citations
13.  **Preliminary Amendment**
14.  **Return Receipt Postcard (MPEP 503) (Should be specifically itemized)**
15.  Certified Copy of Priority Document(s) (if foreign priority is claimed)
16.  **Request and Certification under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.**
17.  Other: Express Mail Certificate

**18A. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:**

Continuation       Divisional       Continuation-in-part (CIP)  
Of Prior Application No.: \_\_\_\_\_ Examiner \_\_\_\_\_ Group Art Unit \_\_\_\_\_  
(which is a  continuation/  divisional/  CIP of prior application no. \_\_\_\_\_,  
which is a  continuation/  divisional/  CIP of prior application no. \_\_\_\_\_) (List entire chain of priority)

**Applicant(s): Also include a Preliminary Amendment to amend the specification to claim priority.**  
**For CONTINUATION AND DIVISIONAL APPS only:** The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

**18B. Statement under 37 CFR 3.73(b) for continuing application:**

The undersigned states that \_\_\_\_\_ (name of assignee) is  
the assignee of the entire right, title, and interest in the accompanying patent application by virtue of an  
assignment recorded in the Patent and Trademark Office at Reel. No. \_\_\_\_\_ Frame No. \_\_\_\_\_  
(or a copy of which is attached).

**19. Correspondence Address**

Customer Number or Bar Code Label \_\_\_\_\_  
or \_\_\_\_\_  
 Correspondence Address Below

(Insert Customer No. **20529** Attach Bar Code Label here)  
PATENT TRADEMARK OFFICE

NAME Jordan M. Becker

ADDRESS \_\_\_\_\_

CITY \_\_\_\_\_ STATE \_\_\_\_\_ ZIP CODE \_\_\_\_\_

Country \_\_\_\_\_ TELEPHONE \_\_\_\_\_ FAX \_\_\_\_\_

Name (PRINT/TYPE): Jordan M. Becker Registration No.: 39,602

Signature: Jordan M. Becker Date: 8/31/01

**FEE TRANSMITTAL FOR FY 2001**TOTAL AMOUNT OF PAYMENT (\$) 1,024.00

Complete if Known:

Application No. \_\_\_\_\_

Filing Date \_\_\_\_\_

First Named Inventor Tom R. Vandermeijden

Group Art Unit \_\_\_\_\_

Examiner Name \_\_\_\_\_

Attorney Docket No. 3399P072

**METHOD OF PAYMENT** (check one)

1.  The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number 02-2666

Deposit Account Name \_\_\_\_\_

- Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

- Applicant claims small entity status. See 37 CFR 1.27

2.  Payment Enclosed:  Check  
 Credit Card  
 Money Order  
 Other

**FEE CALCULATION****1. BASIC FILING FEE**

<u>Large Entity</u>	<u>Small Entity</u>	<u>Fee</u>	<u>Fee</u>	<u>Fee</u>	<u>Fee</u>	<u>Fee Description</u>	<u>Fee Paid</u>
Code	(\$)	Code	(\$)				
101	710	201	355			Utility application filing fee	<u>710.00</u>
106	320	206	160			Design application filing fee	_____
107	490	207	245			Plant filing fee	_____
108	710	208	355			Reissue filing fee	_____
114	150	214	75			Provisional application filing fee	_____

SUBTOTAL (1) \$ 710.00**2. EXTRA CLAIM FEES**

<u>Extra Claims</u>	<u>Fee from below</u>	<u>Fee Paid</u>
Total Claims <u>33</u> - 20** = <u>13</u>	X <u>18.00</u>	= <u>234.00</u>
Independent Claims <u>4</u> - 3** = <u>1</u>	X <u>80.00</u>	= <u>80.00</u>
Multiple Dependent		= _____

\*\*Or number previously paid, if greater; For Reissues, see below.

Large Entity Small Entity

<u>Fee</u>	<u>Fee</u>	<u>Fee</u>	<u>Fee</u>	<u>Fee Description</u>
Code	(\$)	Code	(\$)	
103	18	203	9	Claims in excess of 20
102	80	202	40	Independent claims in excess of 3
104	270	204	135	Multiple dependent claim, if not paid
109	80	209	40	**Reissue independent claims over original patent
110	18	210	9	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) \$ 314.00

**FEE CALCULATION (continued)**

**3. ADDITIONAL FEES**

<u>Large Entity</u>	<u>Small Entity</u>	<u>Fee Description</u>	<u>Fee Paid</u>
Fee Code	Fee (\$)	Fee Code (\$)	
105	130	205	Surcharge - late filing fee or oath
127	50	227	Surcharge - late provisional filing fee or cover sheet
139	130	139	Non-English specification
147	2,520	147	For filing a request for ex parte reexamination
112	920*	112	Requesting publication of SIR prior to Examiner action
113	1,840*	113	Requesting publication of SIR after Examiner action
115	110	215	Extension for reply within first month
116	390	216	Extension for reply within second month
117	890	217	Extension for reply within third month
118	1,390	218	Extension for reply within fourth month
128	1,890	228	Extension for reply within fifth month
119	310	219	Notice of Appeal
120	310	220	Filing a brief in support of an appeal
121	270	221	Request for oral hearing
138	1,510	138	Petition to institute a public use proceeding
140	110	240	Petition to revive – unavoidable
141	1,240	241	Petition to revive - unintentional
142	1,240	242	Utility issue fee (or reissue)
143	440	243	Design issue fee
144	600	244	Plant issue fee
122	130	122	Petitions to the Commissioner
123	50	123	Processing fee under 37 CFR 1.17(q)
126	180	126	Submission of Information Disclosure Stmt
581	40	581	Recording each patent assignment per property (times number of properties)
146	710	246	For filing a submission after final rejection (see 37 CFR 1.129(a))
149	710	249	For each additional invention to be examined (see 37 CFR 1.129(b))
179	710	279	Request for Continued Examination (RCE)
169	900	169	Request for expedited examination of a design application
195	300	195	Publication fee for early, voluntary, or normal publication
196	300	196	Publication fee for republication
194	130	194	Request for voluntary publication or republication
098	130	098	Processing fee under 37 CFR 1.17(i)
091	1,240	091	Acceptance of unintentionally delayed claim for priority

Other fee (specify) \_\_\_\_\_

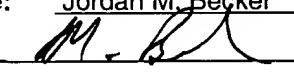
Other fee (specify) \_\_\_\_\_

**SUBTOTAL (3) \$ 0.00**

\*Reduced by Basic Filing Fee Paid

**SUBMITTED BY:**

Typed or Printed Name: Jordan M. Becker

Signature:  Date: 8/31/04

Reg. Number: 39,602 Telephone Number: 408-720-8300

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

**REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)**First Named Inventor Tom R. VandermeijdenTitle Method and Apparatus for Automatically Populating a Contact Database in a Mobile Communication DeviceAttorney Docket No. 3399P072

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

8/31/01

Date



Signature

Jordan M. Becker

Typed or Printed Name

39,602

Registration No.

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months after the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(ii)).**

Send to: Assistant Commissioner for Patents, Washington, D.C. 20231

## EXPRESS MAIL CERTIFICATE OF MAILING

"Express Mail" mailing label number: EL617209134US

Date of Deposit: August 31, 2001

I hereby certify that I am causing this paper or fee to be deposited with the United States Postal Service "Express Mail Post Office to Addressee" service on the date indicated above and that this paper or fee has been addressed to the Assistant Commissioner for Patents, Washington, D. C. 20231

Julie Arango

(Typed or printed name of person mailing paper or fee)

Julie Arango

(Signature of person mailing paper or fee)

8/31/01  
(Date signed)

EL617209134US

Serial/Patent No.: \_\_\_\_\_ Filing/Issue Date: \_\_\_\_\_

Client: Openwave Systems Inc.

Title: Method and Apparatus for Automatically Populating a Contact Database in a Mobile Communication Device

BSTZ File No.: 3399P072

Atty/Secty Initials: JMR/jaa

Date Mailed: 8-31-01

Docket Due Date: \*\*\*

The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:

- |                                                                                                      |                                                                                      |                                                 |
|------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------|-------------------------------------------------|
| <input type="checkbox"/> Amendment/Response (____ pgs.)                                              | <input checked="" type="checkbox"/> Express Mail No.: <u>EL617209134US</u>           | <input type="checkbox"/> Check No. <u>45021</u> |
| <input type="checkbox"/> Appeal Brief (____ pgs.) (in triplicate)                                    | <input type="checkbox"/> Months(s) Extension of Time                                 | <input type="checkbox"/> Amt: <u>\$1,024.00</u> |
| <input checked="" type="checkbox"/> Application - Utility ( <u>38</u> pgs., with cover and abstract) | <input type="checkbox"/> Information Disclosure Statement & PTO-149 (____ pgs.)      | <input type="checkbox"/> Check No. _____        |
| <input type="checkbox"/> Application - Rule 1.53(b) Continuation (____ pgs.)                         | <input type="checkbox"/> Issue Fee Transmittal                                       | <input type="checkbox"/> Amt: _____             |
| <input type="checkbox"/> Application - Rule 1.53(b) Divisional (____ pgs.)                           | <input type="checkbox"/> Notice of Appeal                                            |                                                 |
| <input type="checkbox"/> Application - Rule 1.53(b) CIP (____ pgs.)                                  | <input type="checkbox"/> Petition for Extension of Time                              |                                                 |
| <input type="checkbox"/> Application - Rule 1.53(d) CPA Transmittal (____ pgs.)                      | <input type="checkbox"/> Petition for _____                                          |                                                 |
| <input type="checkbox"/> Application - Design (____ pgs.)                                            | <input checked="" type="checkbox"/> Postcard                                         |                                                 |
| <input type="checkbox"/> Application - PCT (____ pgs.)                                               | <input type="checkbox"/> Power of Attorney (____ pgs.)                               |                                                 |
| <input type="checkbox"/> Application - Provisional (____ pgs.)                                       | <input type="checkbox"/> Preliminary Amendment (____ pgs.)                           |                                                 |
| <input type="checkbox"/> Assignment and Cover Sheet                                                  | <input type="checkbox"/> Reply Brief (____ pgs.)                                     |                                                 |
| <input checked="" type="checkbox"/> Certificate of Mailing                                           | <input type="checkbox"/> Response to Notice of Missing Parts                         |                                                 |
| <input checked="" type="checkbox"/> Declaration & POA ( <u>4</u> pgs.) ( <u>unsigned</u> )           | <input type="checkbox"/> Small Entity Declaration for Indep. Inventor/Small Business |                                                 |
| <input type="checkbox"/> Disclosure Docs & Org & Copy of Inventor Signed Letter (____ pgs.)          | <input checked="" type="checkbox"/> Transmittal Letter, in duplicate                 |                                                 |
| <input checked="" type="checkbox"/> Drawings: <u>11</u> # of sheets includes <u>11</u> figures       | <input type="checkbox"/> Fee Transmittal, in duplicate                               |                                                 |

Other: Request and Certification Under 35 U.S.C. 122(b)(2)(B)(i), Application Data Sheet